

STATE OF SOUTH CAROLINA

(Caption of Case)

Application of Time Warner Cable Information
Services (South Carolina), LLC, d/b/a Time Warner
Cable to Amend its Certificate of Public Convenience
and Necessity to Provide Telephone Services in the
Service Area of Sandhill Telephone Cooperative, Inc.
and for Alternative Regulation

BEFORE THE
PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA

COVER SHEET

DOCKET
NUMBER: 2011 - 52 - C

(Please type or print)

Submitted by: Margaret M. Fox, EsquireSC Bar Number: 65418Address: McNair Law Firm, P. A.Telephone: 803-799-9800P. O. Box 11390Fax: 803-753-3219Columbia, SC 29211

Other: _____

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NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition☐ Request for item to be placed on Commission's Agenda expeditiously☐ Other: _____

| INDUSTRY (Check one) | NATURE OF ACTION (Check all that apply) | | | |
|--|--|--|--|--|
| <input type="checkbox"/> Electric | <input type="checkbox"/> Affidavit | <input type="checkbox"/> Letter | <input type="checkbox"/> Request | |
| <input type="checkbox"/> Electric/Gas | <input type="checkbox"/> Agreement | <input type="checkbox"/> Memorandum | <input type="checkbox"/> Request for Certification | |
| <input type="checkbox"/> Electric/Telecommunications | <input type="checkbox"/> Answer | <input type="checkbox"/> Motion | <input type="checkbox"/> Request for Investigation | |
| <input type="checkbox"/> Electric/Water | <input type="checkbox"/> Appellate Review | <input type="checkbox"/> Objection | <input type="checkbox"/> Resale Agreement | |
| <input type="checkbox"/> Electric/Water/Telecom. | <input type="checkbox"/> Application | <input type="checkbox"/> Petition | <input type="checkbox"/> Resale Amendment | |
| <input type="checkbox"/> Electric/Water/Sewer | <input type="checkbox"/> Brief | <input checked="" type="checkbox"/> Petition for Reconsideration | <input type="checkbox"/> Reservation Letter | |
| <input type="checkbox"/> Gas | <input type="checkbox"/> Certificate | <input type="checkbox"/> Petition for Rulemaking | <input type="checkbox"/> Response | |
| <input type="checkbox"/> Railroad | <input type="checkbox"/> Comments | <input type="checkbox"/> Petition for Rule to Show Cause | <input type="checkbox"/> Response to Discovery | |
| <input type="checkbox"/> Sewer | <input type="checkbox"/> Complaint | <input type="checkbox"/> Petition to Intervene | <input type="checkbox"/> Return to Petition | |
| <input checked="" type="checkbox"/> Telecommunications | <input type="checkbox"/> Consent Order | <input type="checkbox"/> Petition to Intervene Out of Time | <input type="checkbox"/> Stipulation | |
| <input type="checkbox"/> Transportation | <input type="checkbox"/> Discovery | <input type="checkbox"/> Prefiled Testimony | <input type="checkbox"/> Subpoena | |
| <input type="checkbox"/> Water | <input type="checkbox"/> Exhibit | <input type="checkbox"/> Promotion | <input type="checkbox"/> Tariff | |
| <input type="checkbox"/> Water/Sewer | <input type="checkbox"/> Expedited Consideration | <input type="checkbox"/> Proposed Order | <input type="checkbox"/> Other: _____ | |
| <input type="checkbox"/> Administrative Matter | <input type="checkbox"/> Interconnection Agreement | <input type="checkbox"/> Protest | | |
| <input type="checkbox"/> Other: _____ | <input type="checkbox"/> Interconnection Amendment | <input type="checkbox"/> Publisher's Affidavit | | |
| | <input type="checkbox"/> Late-Filed Exhibit | <input type="checkbox"/> Report | | |

Print Form

Reset Form

IN RE:

| | |
|---|---|
| Application of Time Warner Cable Information |) |
| Services (South Carolina), LLC, d/b/a Time |) |
| Warner Cable to Amend its Certificate of Public |) |
| Convenience and Necessity to Provide |) |
| Telephone Services in the Service Area of |) |
| Sandhill Telephone Cooperative, Inc. and for |) |
| Alternative Regulation |) |
| |) |

PETITION FOR
CLARIFICATION OR
RECONSIDERATION

2. On April 28, 2011, Time Warner filed a Motion for Expedited Review of its Application, requesting that the hearing on this matter be waived.

3. As the Commission correctly states in its Order No. 2011-393, Sandhill did not oppose the granting of Time Warner's Application. However, as stated in Time Warner's Motion for Expedited Review, "Sandhill's agreement not to oppose the application [was] based on its understanding that Time Warner is seeking the same authority that was granted by the Commission in Order No. 2009-356 with respect to other rural LECs' service areas, subject to the same terms and conditions stated therein." See Time Warner Motion at para. 2. We respectfully request that the Commission clarify Order No. 2011-393 to the extent necessary to clearly reflect that the authority granted to Time Warner in Sandhill's service area is the same authority that was granted by the Commission in Order No. 2009-356, subject to the same terms and conditions stated therein.

4. Additionally, Commission Order No. 2011-393 provides in part that "Sandhill draws subsidy funds from the South Carolina Universal Service Fund to protect it from competition, and the current guidelines of the fund allow it to seek additional funding." Order No. 2011-393 at p. 3. While that statement does appear in Time Warner's Application, we believe it is inaccurate and presumptuous. For that reason, counsel for Sandhill asked Time Warner (and Time Warner's counsel agreed) not to include that language in the pre-filed Direct Testimony of Ms. Charlene Keys in this proceeding, and that language was in fact omitted. We likewise request that the Commission delete the referenced language from its final Order in this proceeding.

WHEREFORE, Sandhill Telephone Cooperative, Inc. respectfully requests that the Commission clarify or reconsider Order No. 2011-393 as requested herein, and grant such other and further relief as is just and reasonable.

Respectfully submitted,

By: Margaret M. Fox

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ATTORNEYS FOR SANDHILL
TELEPHONE COOPERATIVE, INC.

Columbia, South Carolina

June 17, 2011

BEFORE
THE PUBLIC SERVICE COMMISSION
OF
SOUTH CAROLINA

Docket No. 2011-52-C

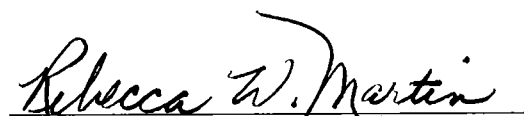
IN RE: Application of Time Warner Cable Information)
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 Convenience and Necessity to Provide)
 Telephone Services in the Service Area of)
 Sandhill Telephone Cooperative, Inc. and for)
 Alternative Regulation)

**CERTIFICATE
OF SERVICE**

I, Rebecca W. Martin, do hereby certify that I have this date served one (1) copy of the attached Petition For Clarification or Reconsideration upon the following parties causing said copy to be deposited with the United States Postal Service, first class postage prepaid and properly affixed thereto, and addressed as follows:

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June 17, 2011

Columbia, South Carolina